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OFFICE OF PETITIONS

In re Application of

Carolan, et al.

Application No.: 09/812,315

Filed: March 20, 2001

Attorney Docket No.: 2000-0296

FOR: METHOD AND APPARATUS FOR
COORDINATING A CHANGE IN SERVICE
PROVIDER BETWEEN A CLIENT AND
A SERVER

DECISION GRANTING PETITION

This is a decision on the petition filed November 25, 2005 under 37 CFR 1.137(a) to revive the above-identified application. The petition will be treated under 37 CFR 1.181 to withdraw the holding of abandonment.

The petition under 37 CFR 1.181 to withdraw the holding of abandonment is **GRANTED**.

The petition under 37 CFR 1.137(a) is **DISMISSED AS MOOT**.

The Office contended that the above-identified application became abandoned for failure to timely reply to the Notice of Allowance and Fee(s) Due, mailed June 23, 2005, which set a period for reply of three (3) months. Having received no reply, the Office considered the application abandoned on September 24, 2005. A Notice of Abandonment was mailed on November 10, 2005.

The Office received an acceptable Revocation/Power of Attorney/Change of Address on September 23, 2004. Unfortunately, the Office did not grant the requests in the document and the Notice of Allowance and Fee(s) Due was mailed to the previous correspondence address of record. The Office erred in not changing Office records to reflect the new correspondence

address and empowered practitioners. This error resulted in several Office communications (most importantly, the June 23, 2005 Notice of Allowance and Fee(s) Due) being mailed to an incorrect address and the subsequent failure to pay the issue fee and publication fee in a timely manner.

The petition under 37 CFR 1.181 is granted. The holding of abandonment is withdrawn. No petition fee has been or will be charged in connection with this matter.

The petition under 37 CFR 1.137(a) is dismissed as moot. Pursuant to petitioners' authorization, the \$500.00 petition fee will be credited to deposit account no.50-2396.

After the mailing of this decision, the application will be forwarded to Publications Division for processing into a patent.

Telephone inquiries may be directed to the undersigned at (571) 272-3230.



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